

INTERNAL USE ONLY

6 August 1969

MEMORANDUM FOR THE RECORD

SUBJECT: Conversation with Mr. Larry Conrad, Chief Counsel,  
Subcommittee on Constitutional Amendments re S. 782

1. Mr. Larry Conrad, Chief Counsel, Subcommittee on Constitutional Amendments, called last evening and requested that the following changes be considered to the proposed amendment to S. 782 which was forwarded to him during the day:

- a. Whether or not we could include the word "applicant" along with the word "employee"
- b. Whether or not we might insert language "or final action is taken that is determined by the employee to be adverse"
- c. "Provided that procedures exist for the adjudication of employees complaints within a period of 120 days."

Mr. Warner responded this morning and discussed the changes with him. Mr. Conrad was as interested in getting a feel for the Agency's position on the three points as he was in the actual wording to be used since it appeared to him that some discussion of the points would take place during the Subcommittee meeting this morning. Mr. Warner agreed with Mr. Conrad to the following changes:

- a. The words "or applicants for employment with" be inserted before the words "such agencies" in line seven of the draft amendment.
- b. The words "or applicants to" before the words "any agency" be inserted in line three of the second proviso of the proposed amendment.

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c. Delete the words "adverse decision has been rendered in writing" in the third proviso and insert the words "action taken" in lieu thereof and the words "that is determined by the employee or applicant to be adverse" at the end of the third proviso.

STATINTL  
Mr. Warner and Mr. Conrad discussed the utilization of the Agency's grievance procedures and determination of grievances by the Director of Central Intelligence mentioned in the third proviso. To support Mr. Conrad in later discussion a copy of [redacted] paragraph 7, was forwarded to him with the understanding that it not be used in the record and that it be returned to us after it has served its purpose.

2. Mr. Conrad advised that the Subcommittee staff would like to include the words "except where inconsistent with this Act" at the end of the fourth proviso. Mr. Warner responded with an unequivocal no -- that such wording would negate the inclusion of the references set forth in the fourth proviso relating to the Director's authority under Section 102 (c) of the National Security Act and the authority of the Director of NSA in Title 50 of the Code.

STATINTL

[redacted]  
Assistant Legislative Counsel

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OLC/JGO:gs (7 August 1969)